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Attorneys for Manufacturers & Traders Trust Company as  
 Successor Indenture Trustee for the 7.75% Contingent  
 Convertible Notes Due 2015 issued by Calpine Corporation

**UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK**

-----X		
In re:	:	Chapter 11
	:	
CALPINE CORPORATION, <u>et al.</u> ,	:	Case No. 05-60200 (BRL)
	:	
Debtors.	:	
-----X		
MANUFACTURERS & TRADERS TRUST	:	
COMPANY, AS SUCCESSOR INDENTURE	:	
TRUSTEE FOR THE 7.75% CONVERTIBLE,	:	
NOTES,	:	
	:	
Appellant,	:	
	:	
-against-	:	Civil Case No. 07-CV-7867 (JGK)
	:	(Consolidation with Civil Case Nos.
CALPINE CORPORATION AND ITS	:	07-CV-7830, 07-CV-7831 and
AFFILIATED DEBTORS AND DEBTORS	:	07-CV-7832 pending)
IN POSSESSION, OFFICIAL COMMITTEE	:	
OF UNSECURED CREDITORS OF	:	
CALPINE CORPORATION, OFFICIAL	:	
COMMITTEE OF EQUITY SECURITY	:	
HOLDERS,	:	
	:	
Appellees.	:	
-----X		

**AFFIDAVIT OF SERVICE**

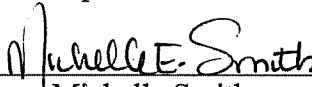
STATE OF DELAWARE     )  
                                      ) SS  
NEW CASTLE COUNTY    )

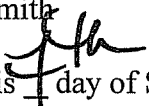
Michelle Smith, being duly sworn according to law, deposes and says that she is employed by the law firm of Young Conaway Stargatt & Taylor, LLP, attorneys for Manufacturers and Trades Trust Company in the within captioned matter, and that on September 7, 2007, she caused a copy of the following pleading(s):


**APPELLANT, MANUFACTURERS AND TRADERS TRUST COMPANY'S  
(I) OPENING BRIEF AND (II) JOINDER TO OPENING BRIEF  
OF APPELLANTS, HOLDERS OF THE 7.75% CONVERTIBLE NOTES**

**APPENDIX TO APPELLANT, MANUFACTURERS AND TRADERS TRUST  
COMPANY'S (I) OPENING BRIEF AND (II) JOINDER TO OPENING BRIEF  
OF APPELLANTS, HOLDERS OF THE 7.75% CONVERTIBLE NOTES**

to be served, in the manner indicated, upon the parties on the service list attached hereto.

  
\_\_\_\_\_  
Michelle Smith

SWORN TO AND SUBSCRIBED before me this  day of September 2007.

  
\_\_\_\_\_  
Notary Public  
KIMBERLY A. BECK  
NOTARY PUBLIC  
STATE OF DELAWARE  
My Commission Expires Oct. 1, 2010

**SERVICE LIST**  
**Calpine Corporation**  
**9/7/2007**

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(Issued by Calpine Corporation)  
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Notes Due 2014  
Issued by Calpine Corporation  
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